

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

UNITED STATES OF AMERICA :

v. : CRIMINAL NO. 20-231

JOSEPH LAFORTE :

**DEFENDANT JOSEPH LAFORTE'S SUPPLEMENTAL MEMORANDUM
IN SUPPORT OF HIS MOTION FOR PRETRIAL RELEASE**

This will serve as a brief supplement to Mr. LaForte's prior submissions to this Court in support of his motion for pretrial release.

Two additional pieces of information bear noting. First, Mr. LaForte has a history of compliance with court ordered pretrial release. Mr. LaForte was on bail for 14 months in connection with his prior 2004 New York State Supreme Court case where he faced 8 ½ to 25 years in prison if convicted of all charges. Even though a modest bond and no restrictive conditions were imposed in connection with that matter, Mr. LaForte appeared at all scheduled court appearances and was ultimately permitted to voluntarily surrender for the service of the sentence imposed. The bail package offered to secure Mr. LaForte's release before this Court is far more restrictive and substantial, even though he is facing a mere fraction of the prison time if convicted - an advisory guideline prison range of

46-57 months.¹

Second, new information bearing on the credibility of the so-called evidence that Mr. LaForte purportedly threatened merchant debtors, including threatening to blow up their houses, has come to light. Attached hereto for the Court's review is a copy of the Incident Report made by the accuser to police on May 23, 2019. It bears noting that the accusation was first reported to the authorities a full 17 days after the accuser claimed to have been threatened. The accusation was only made *after* the attorneys for Mr. LaForte's company, PAR Funding, d/b/a CBSG, had entered a near \$12 million judgment against the accuser on May 14, 2019. While purported threats to merchant debtors are not relevant to the bail determination (see e.g., footnote 4 to reply in support of motion for pretrial release), it is notable that the individual who made this accusation had 12 million reasons to lie.

It also bears noting that just a few months earlier, in a gift of "gratitude" penned personally for Mr. LaForte on his birthday by this so-called accuser, she was effusive in her praise of Mr. LaForte and his company. Her glowing assessment was as follows:

For your birthday HMC wanted to give you the gift of gratitude.

¹ The government's estimate of 51-63 months appears to be based on a miscalculation of Mr. LaForte's criminal history category - which is criminal history category II.

The pages that follow are a collection of projects HMC completed in 2018. You and everyone at CBSG [PAR Funding] have played an integral role in HMC's success.

Please consider this book as a show of gratitude from me and everyone at HMC. We look forward to building more success in 2019.

YOU'RE A WHOLE LOT OF LOVELY

Attached hereto for the Court's review is a copy of the "Collection of Gratitude" provided to Mr. LaForte by this merchant debtor.

Dated: Philadelphia, Pennsylvania
October 5, 2020

Respectfully submitted,

/s/

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#30926

RS

3/13/20

CPL. 8327

3/13/2020

YEAR	DIST./OCC.	D.C.	SECT.	DIST.	VEH. NO.	REPORT DATE
19	06	2	3953	2	6	WF 5-23-19
CRIME OR INCIDENT CLASSIFICATION		CODE		TIME OUT		TIME IN
Terroristic		Threats 809		4:00 P		
LOCATION OF OCCURRENCE		DATE OF OCCUR.		DAY OF		TIME OF OCCUR.
205 Arch St.		5-6-19				2:00 P
COMPLAINANT		AGE		RACE	SEX	PHONE (HOME)
Kara Anne Upiebro		[REDACTED]		W	F	[REDACTED]
ADDRESS		[REDACTED]		[REDACTED]		PHONE (BUSINESS)
[REDACTED]		[REDACTED]		[REDACTED]		[REDACTED]
FOUNDED	REPORT TO	UNIT		CODE		INV. CONT NO.
<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Close Out				
WITNESS	TRACEABLE	UNIQUE DESCRIPTION OF OFFENDER		OTHER EVIDENCE		
<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No	<input type="checkbox"/> Yes <input type="checkbox"/> No		<input type="checkbox"/> Yes <input type="checkbox"/> No		
DESCRIPTION OF INCIDENT (Include Description of Crime Scene if Applicable)						
Compl. states after a business meeting with below offender on abv date and time the below threatened to blow up Compl's house. Compl. states there is an ongoing dispute involving her business.						
WITNESS		ADDRESS		PHONE NUMBER		
Josh Persing		[REDACTED]		[REDACTED]		
OFFENDER INFORMATION		NAME		[REDACTED]		
Joe LaForte		"Joe Mac"		[REDACTED]		
[REDACTED] W/M		[REDACTED]		[REDACTED]		
PROPERTY DESCRIPTION (Include Make, Model, Color and Serial No. Where Applicable)		PROP. CODE	INSURED.	STOLEN VALUE		
			<input type="checkbox"/> Yes <input type="checkbox"/> No	\$		
VEHICLE 1 - OWNER'S NAME		VEHICLE 2 - OWNER'S NAME				
VEHICLE 1 - OPERATOR'S NAME		VEHICLE 2 - OPERATOR'S NAME				
WANTED/STOLEN MESSAGE SENT		DIST./UNIT TERMINAL	RECEIPT NO.	SENT BY		
General No. Date						
REPORT PREPARED BY		NO.	DIST./UNIT	TOTAL PAGES	PAGE NO.	
Ticcino		2071	6	1	1	
REVIEWED BY		NO.	DIST./UNIT	REFERRAL DATE	GEN NO.	
[REDACTED]		499	6A			
PURSUANT TO ACT 155 OF 1992, THE BELOW PERSON ACKNOWLEDGES RECEIPT OF THE NOTIFICATION OF VICTIM SERVICES FORM:						

EXHIBIT
42
7/6/2020
93
FENGAD 000-031-0089

CONFIDENTIAL



January 12, 2019

For your birthday HMC wanted to give you the
gift of gratitude.

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success in 2019.

HMC

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Sofitel Washington, DC - Lafayette Square

1405 POINT

Ravens M&T Bank Stadium Solidcore

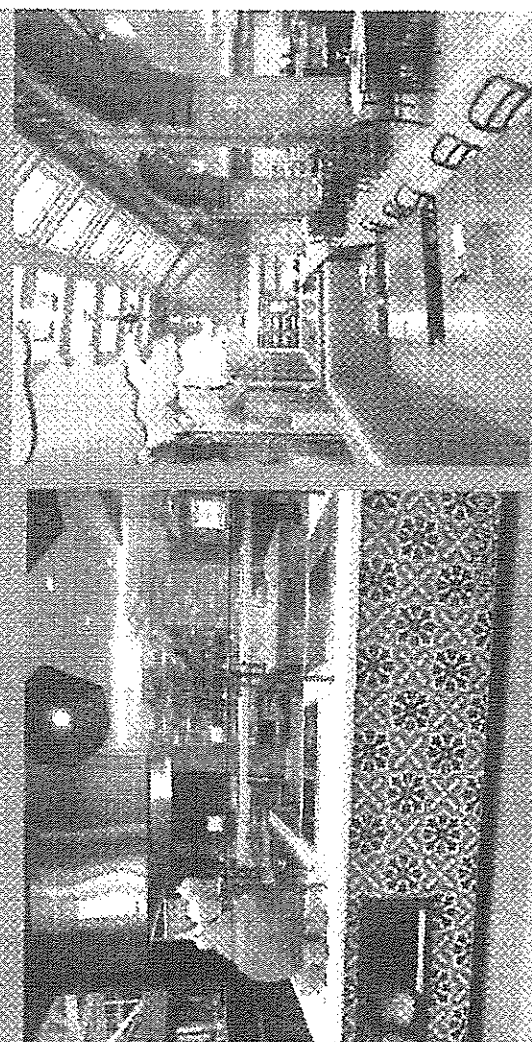
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Kaiser Permanente

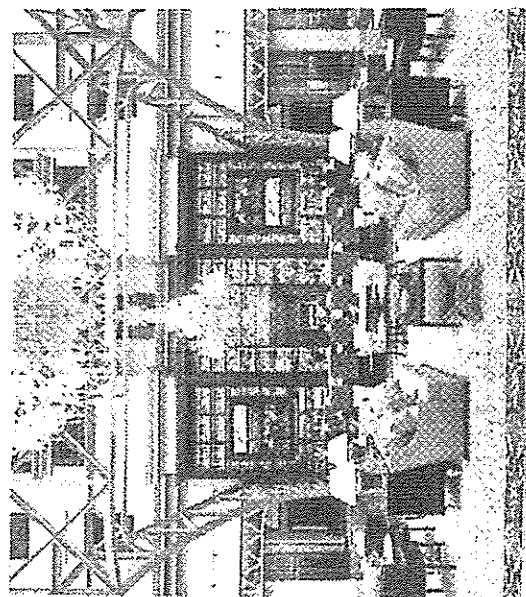
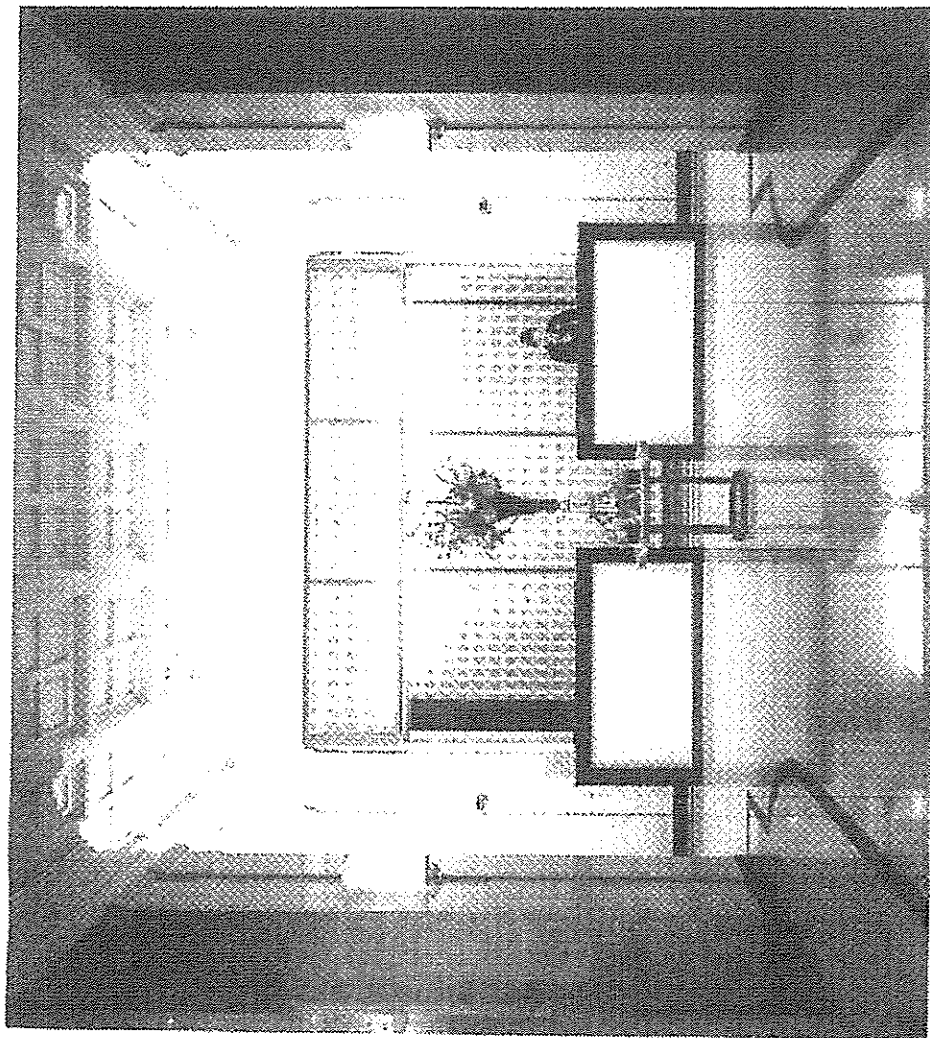
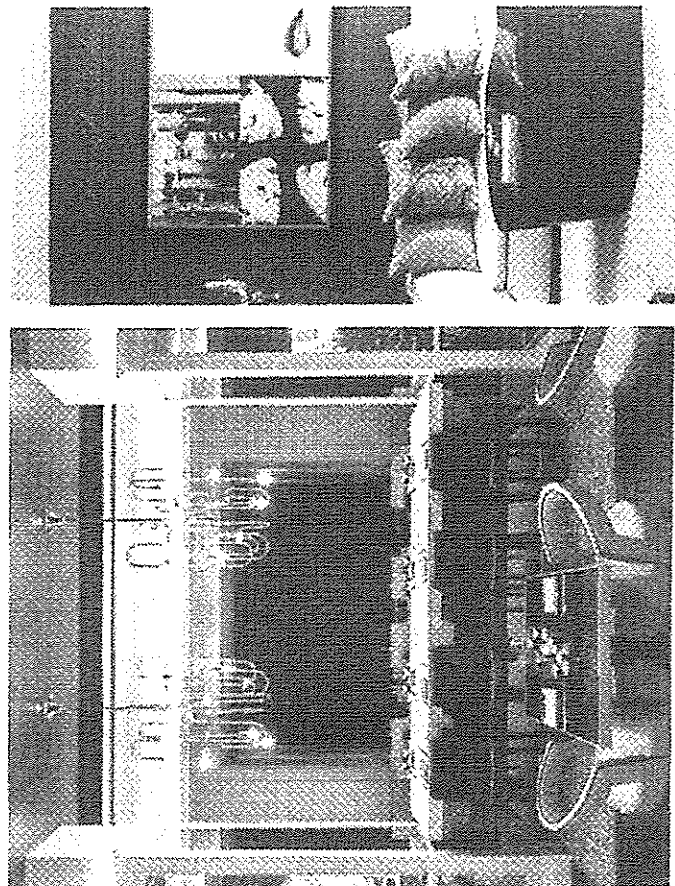
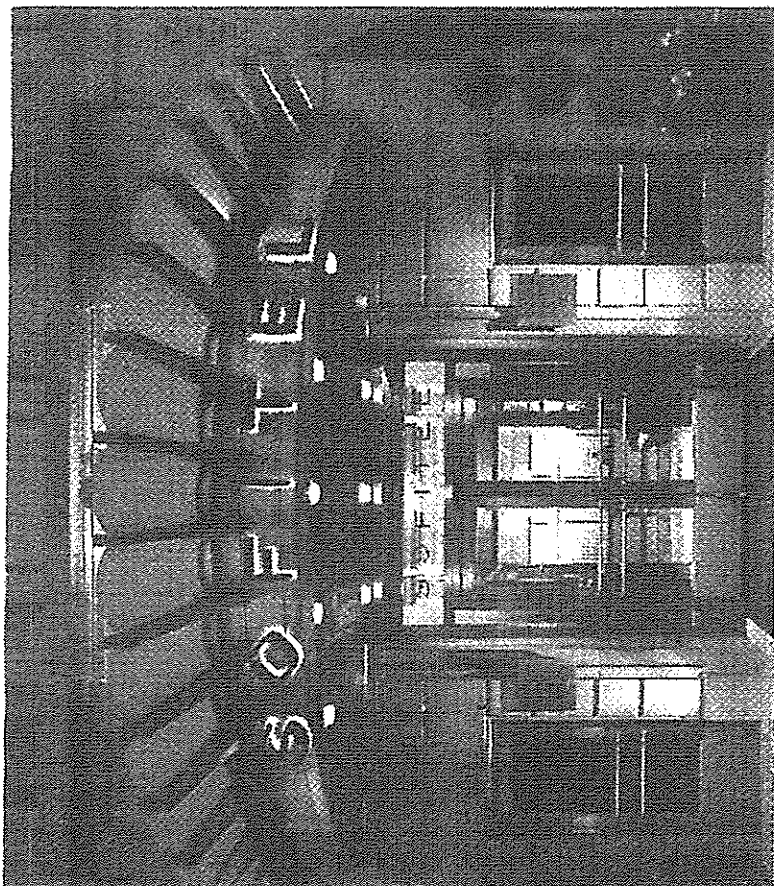
Capital One Village

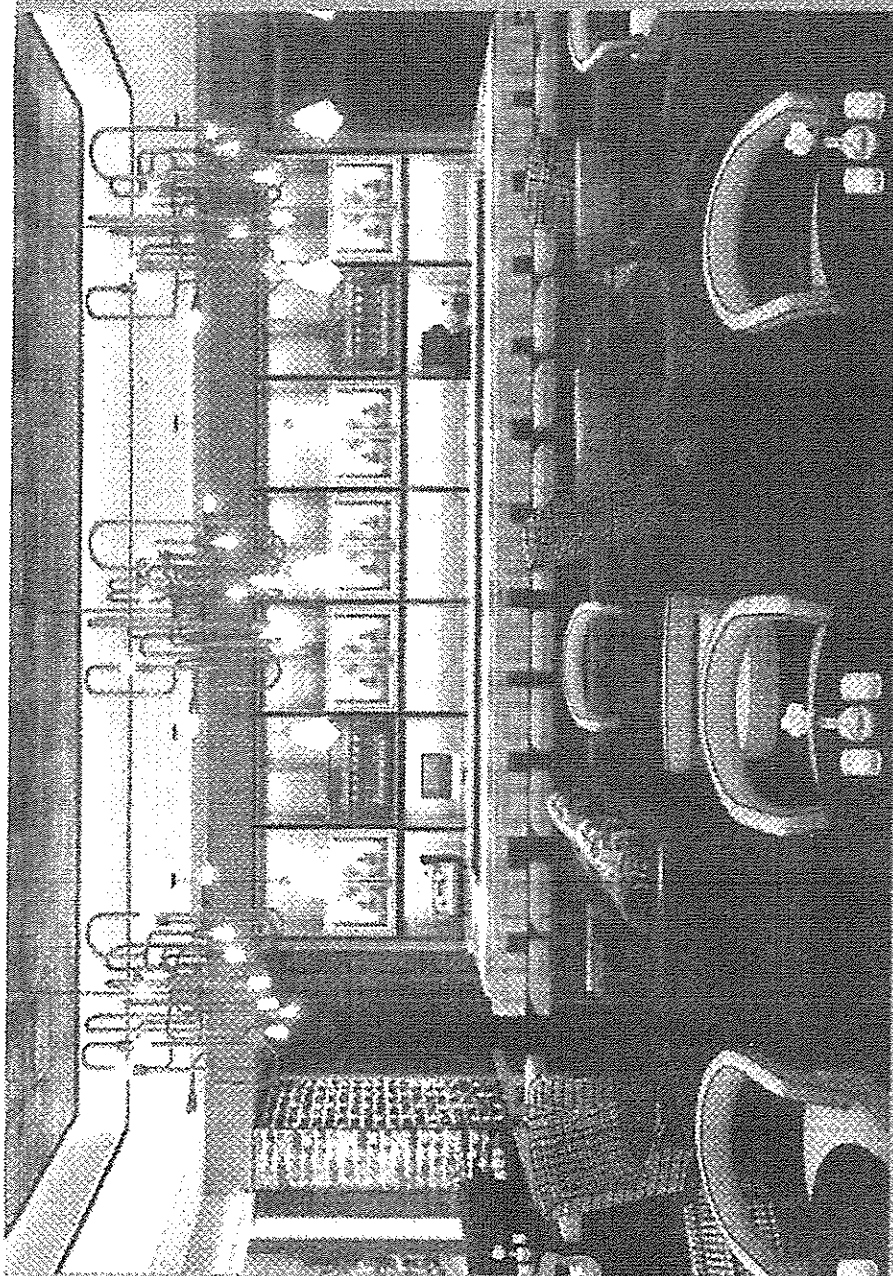
Virginia Commonwealth University Medical Center

Blue Bottle Coffee

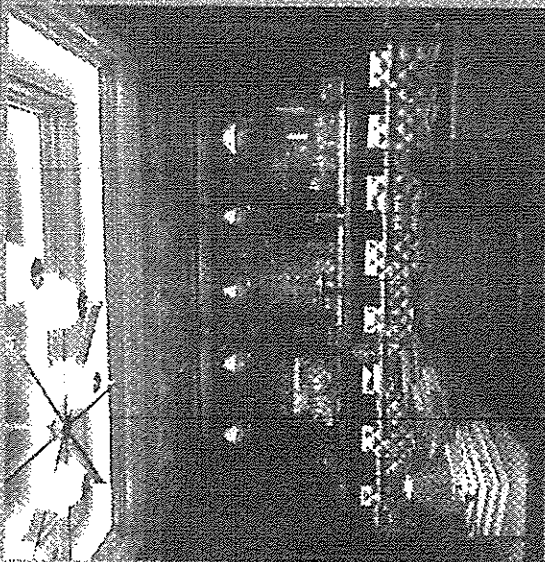


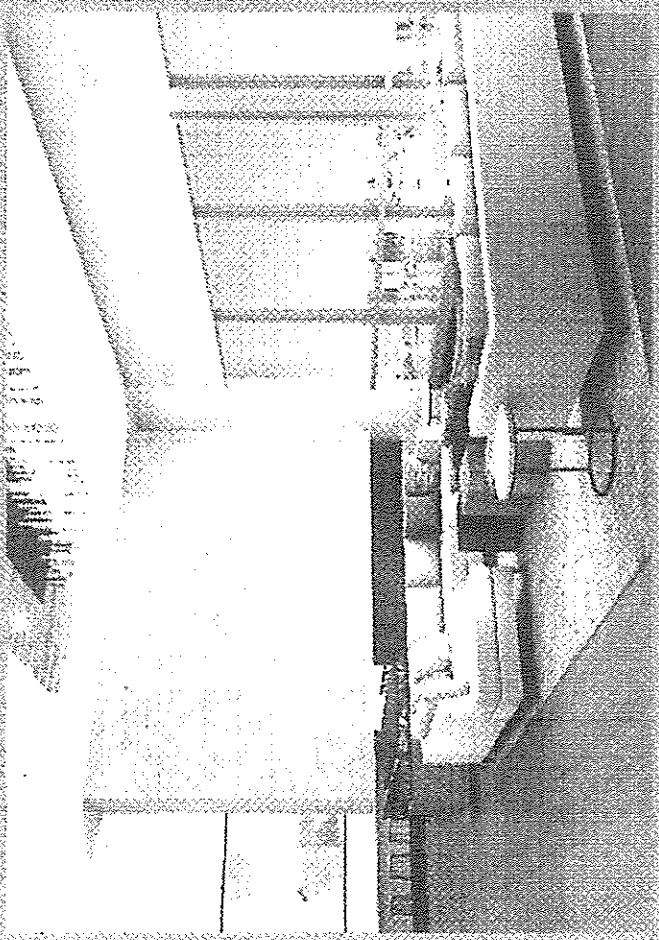
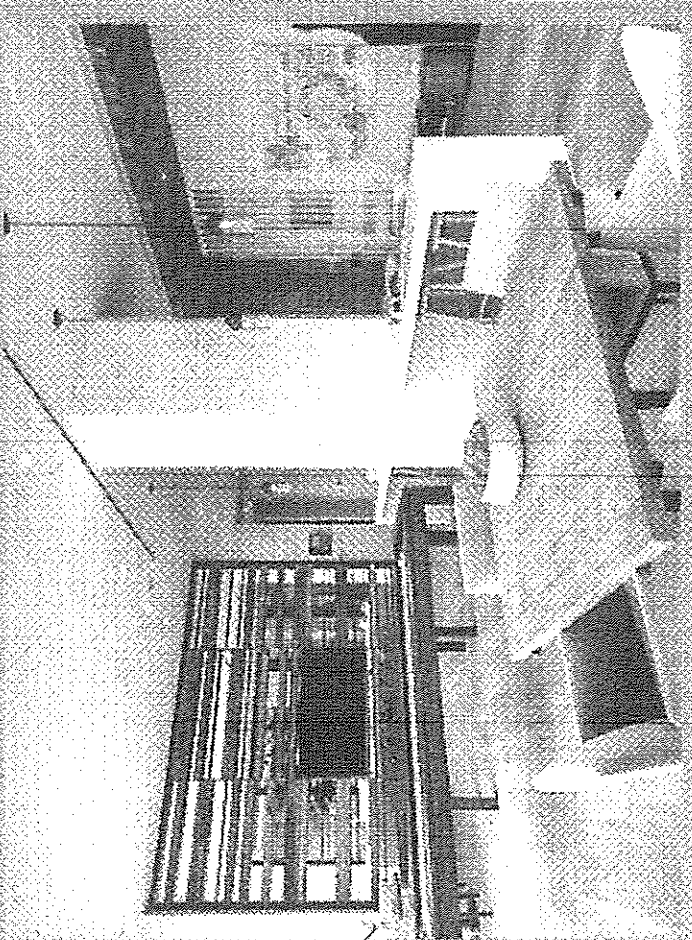
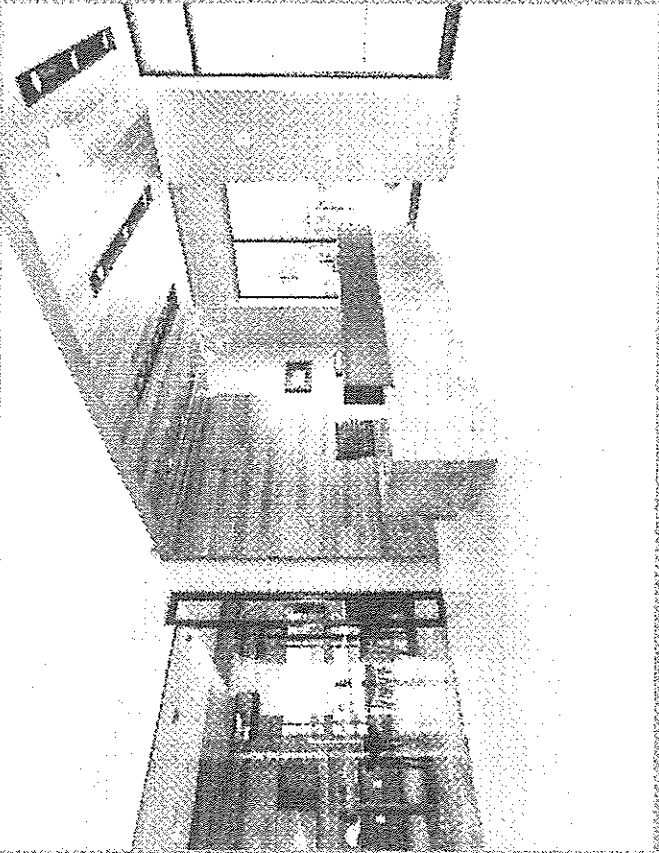
Smithsonian
National Museum
of American History
Stars & Stripes Cafe
Food Service Renovation
Washington, DC
2018

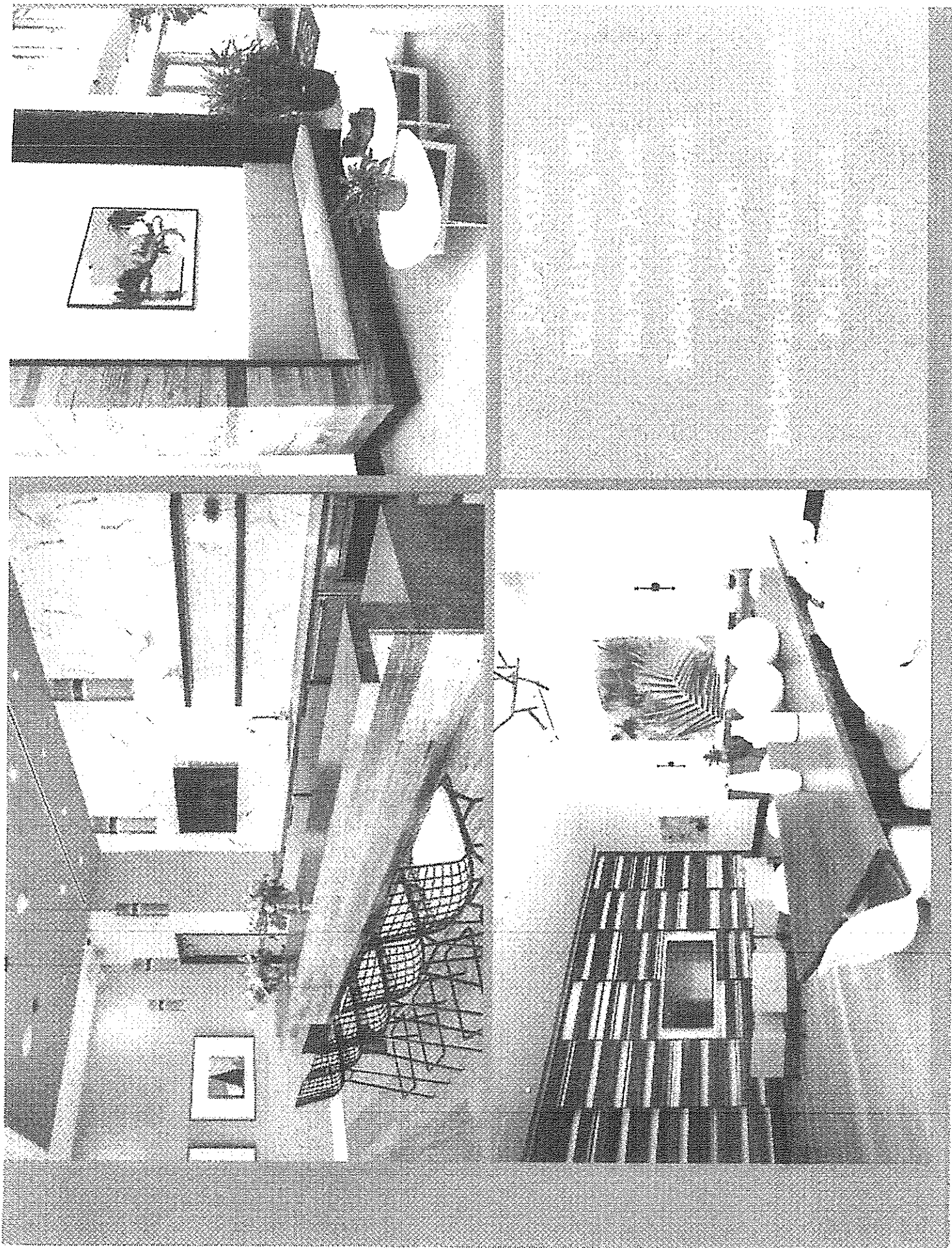


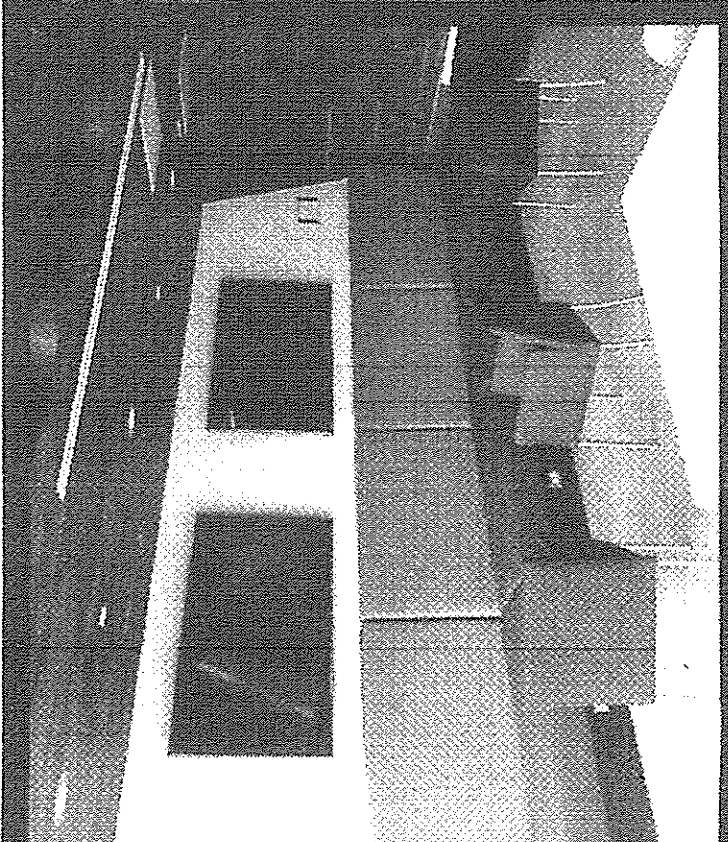
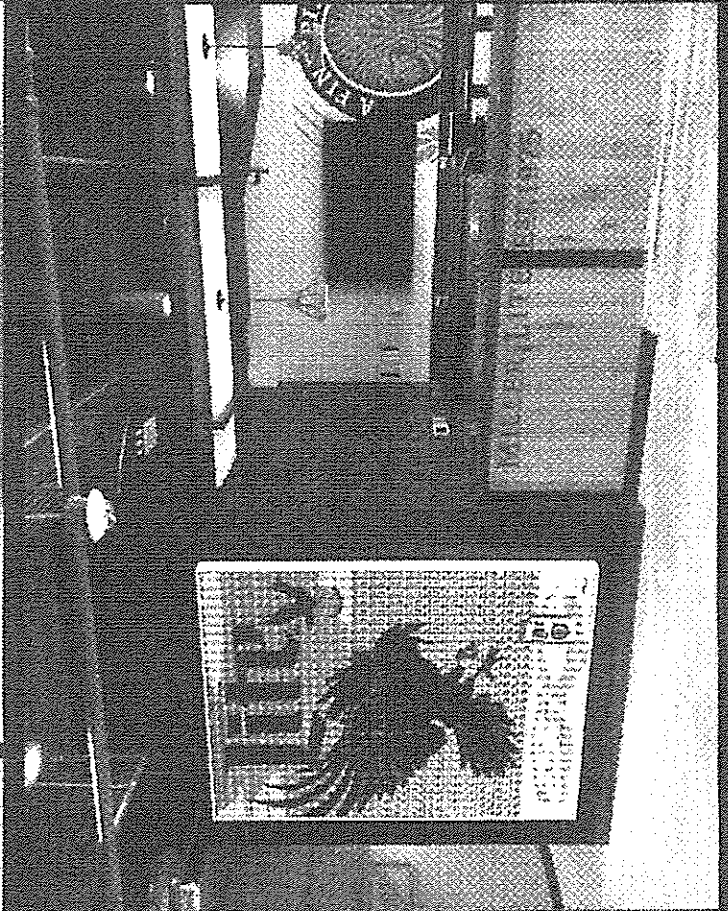


Sofitel
Washington, DC
Lafayette Square
Historic Renovation
2018



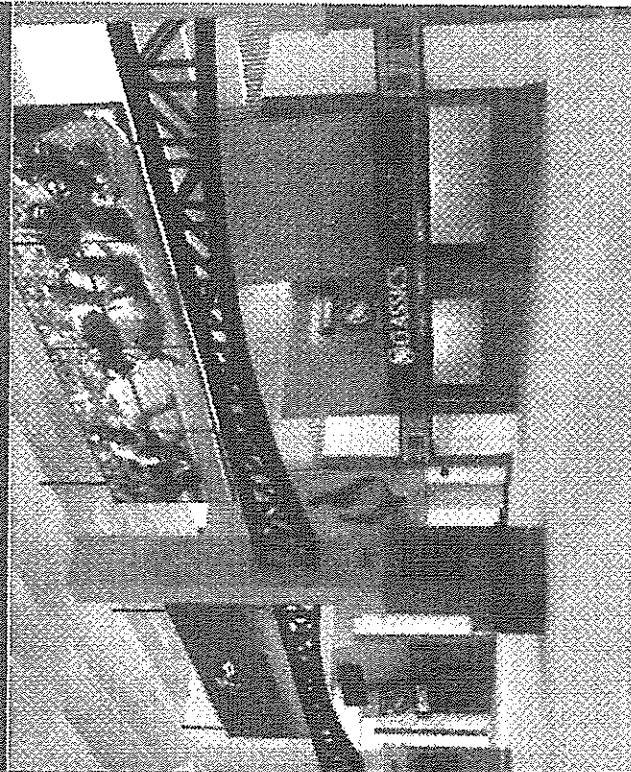


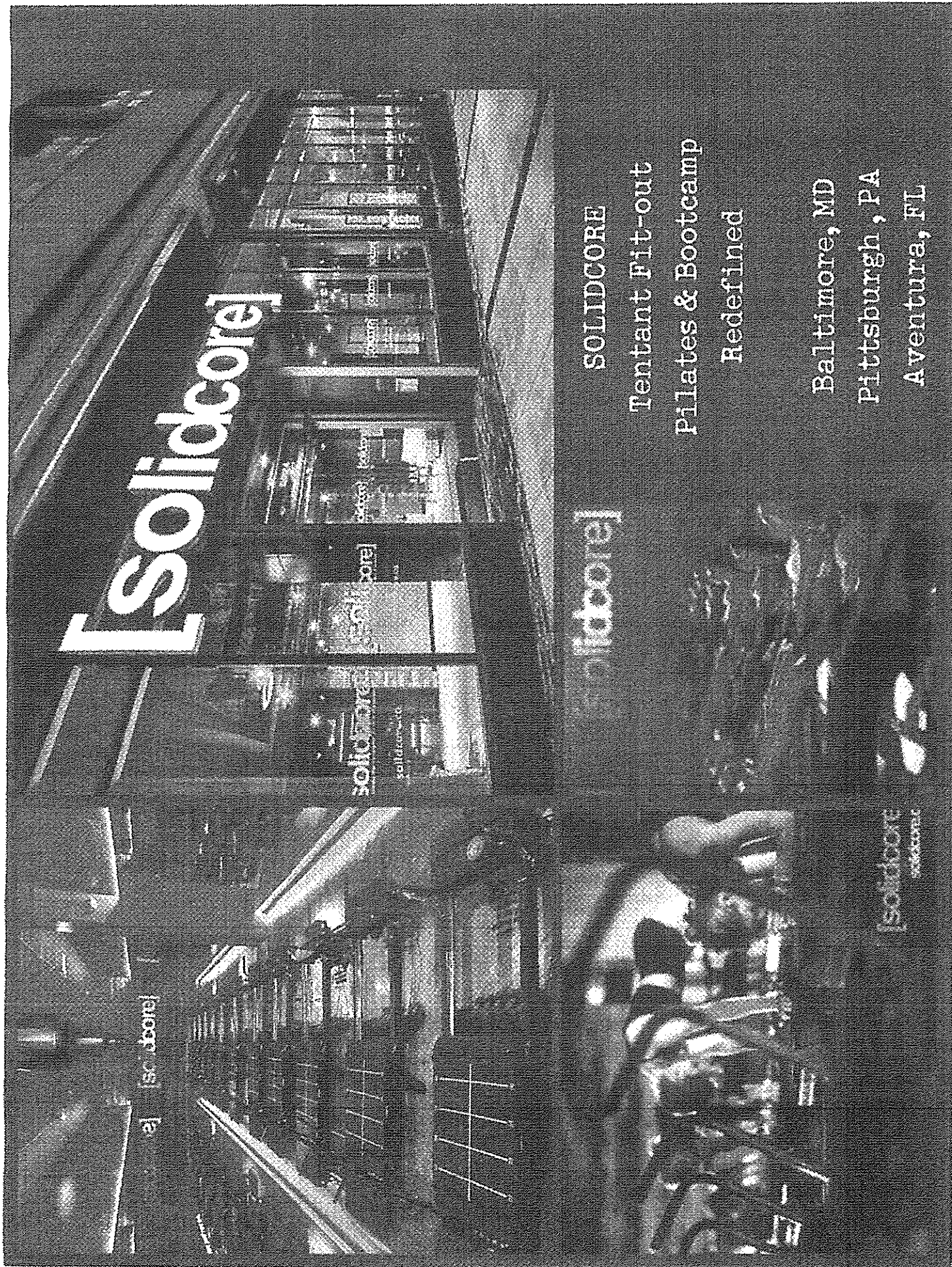


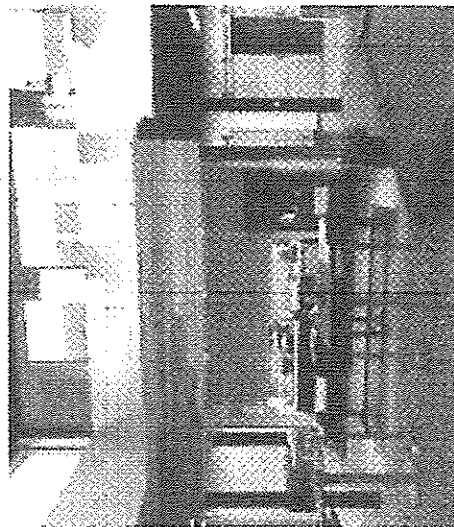
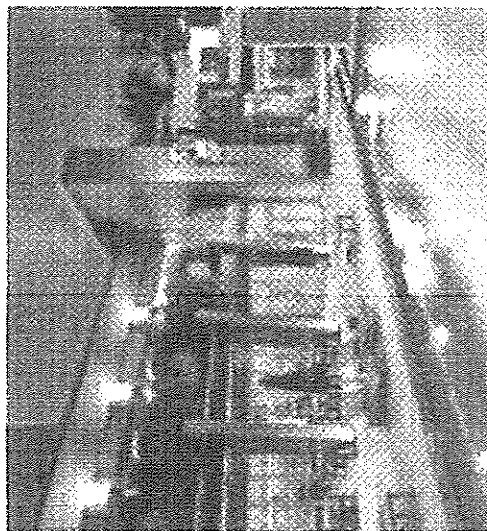
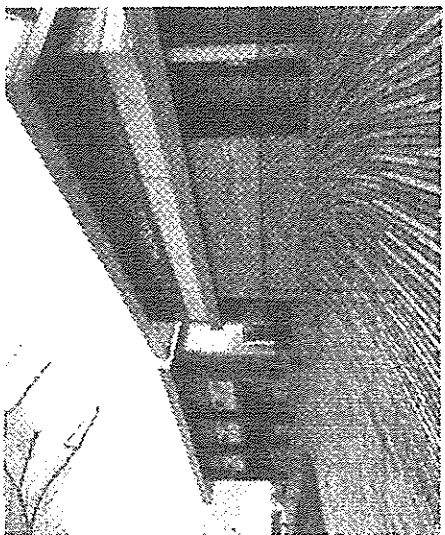
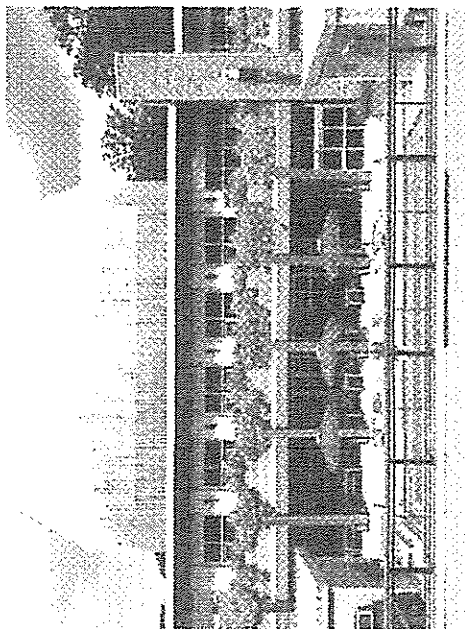
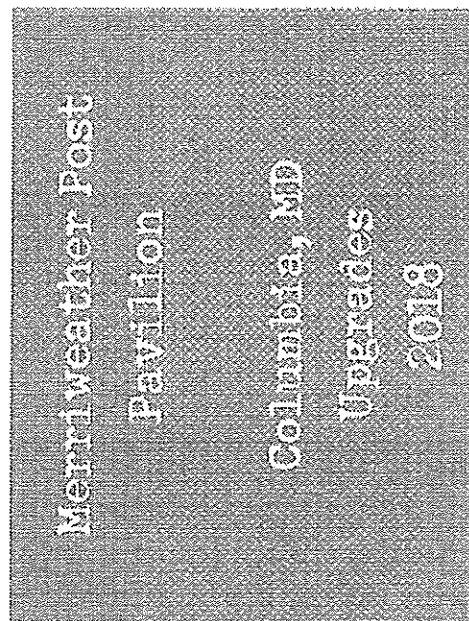
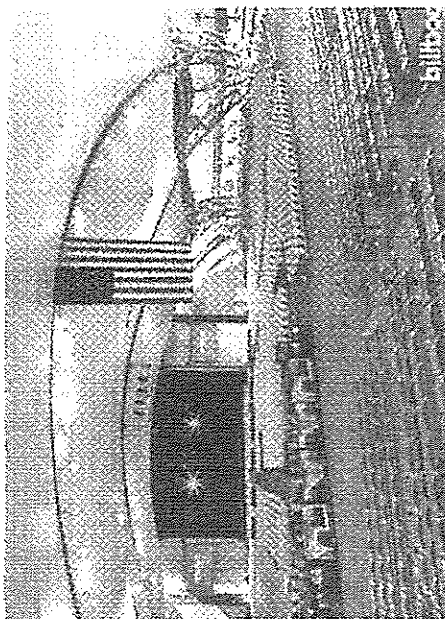
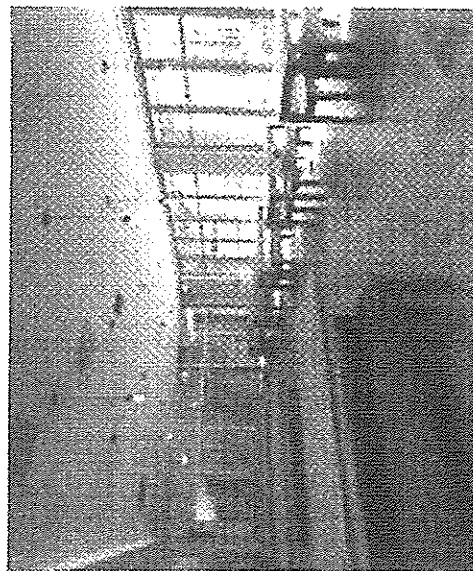
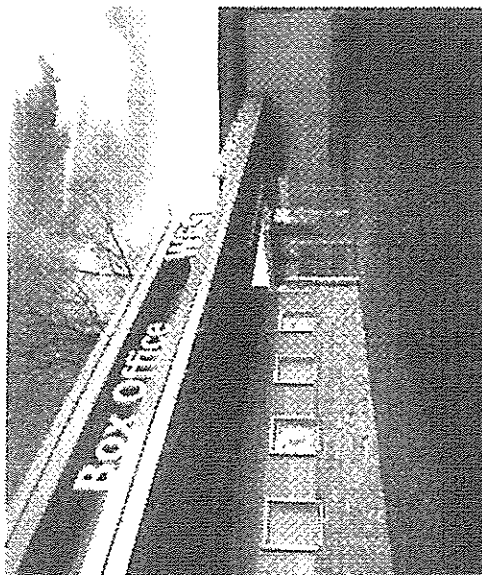
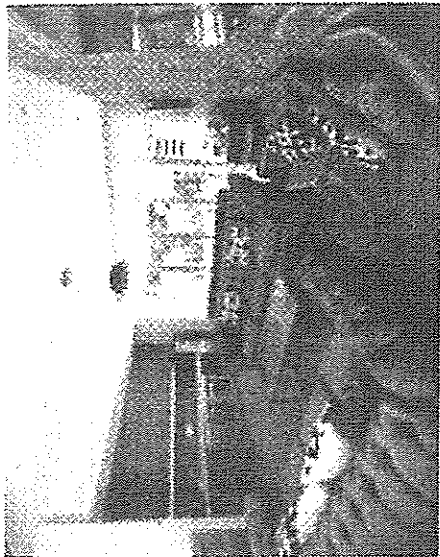


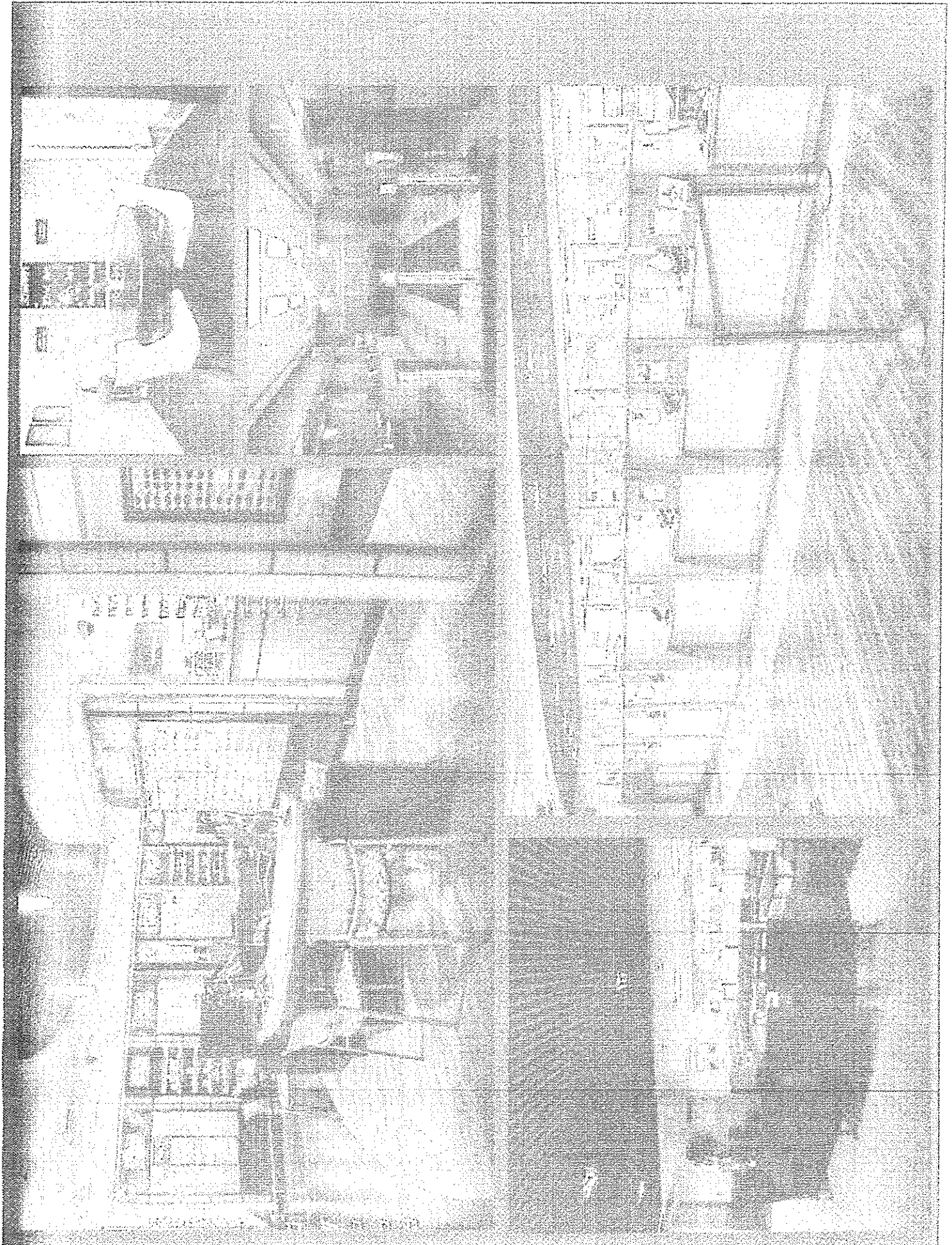
Ravens
M&T Bank Stadium
Baltimore, MD
Stadium Improvements

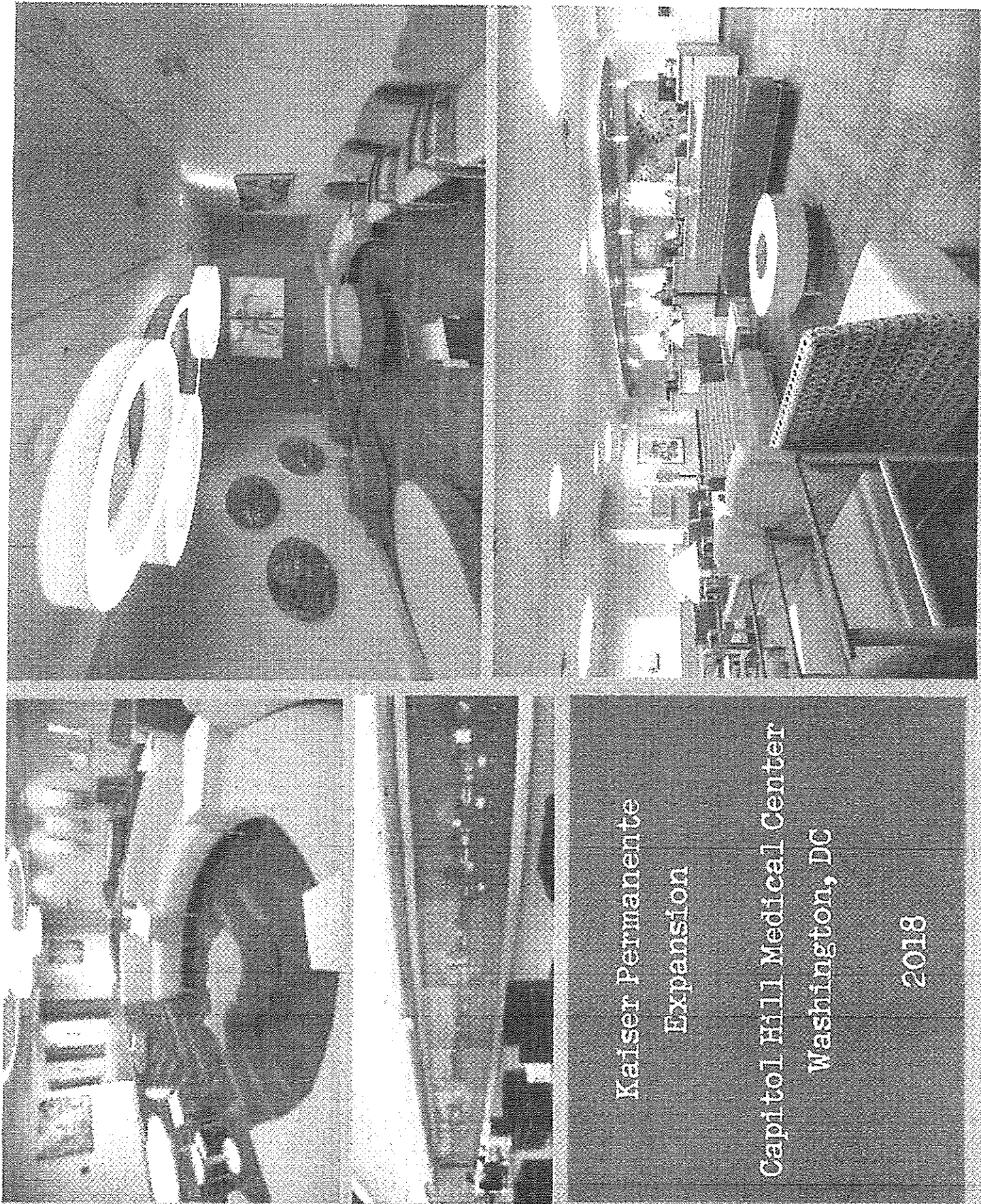
2018



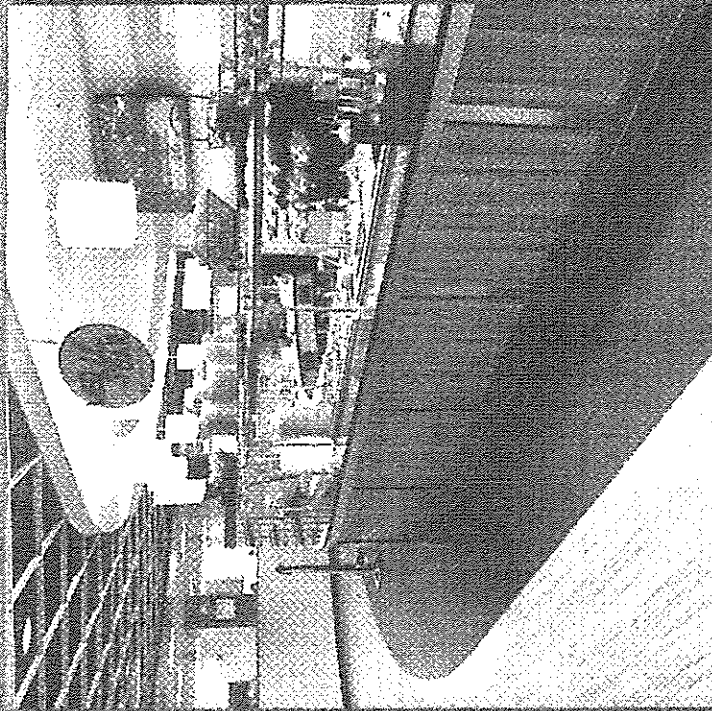








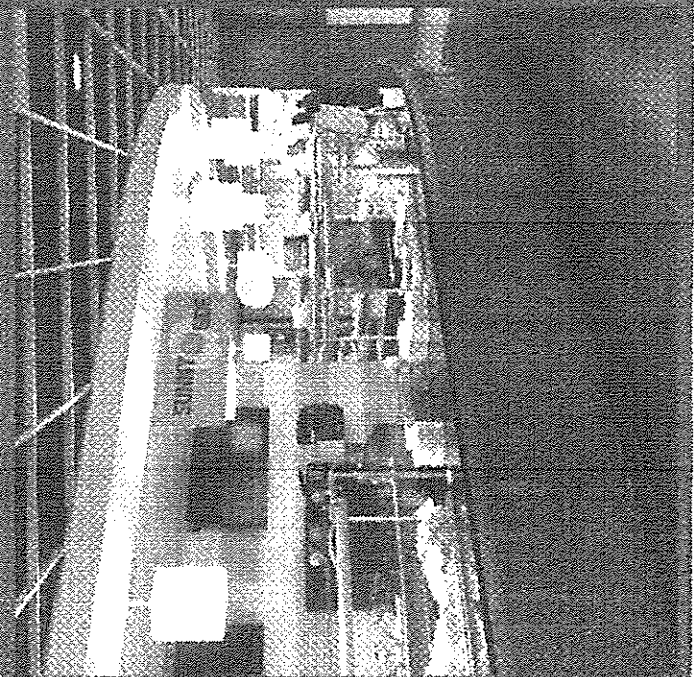
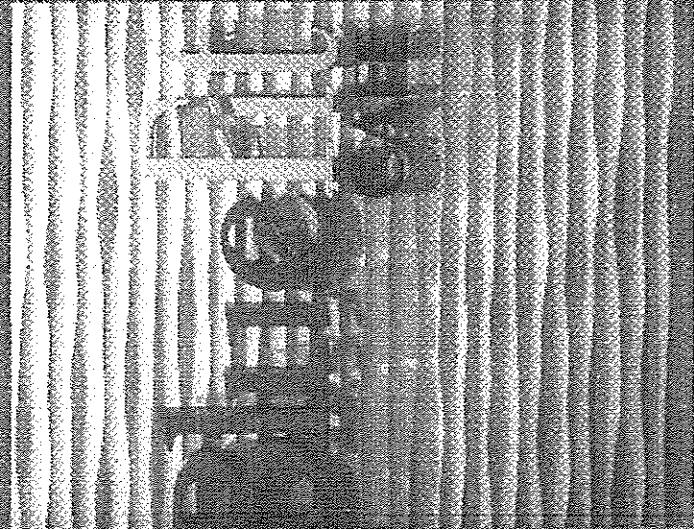
Kaiser Permanente
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Capitol Hill Medical Center
Washington, DC
2018

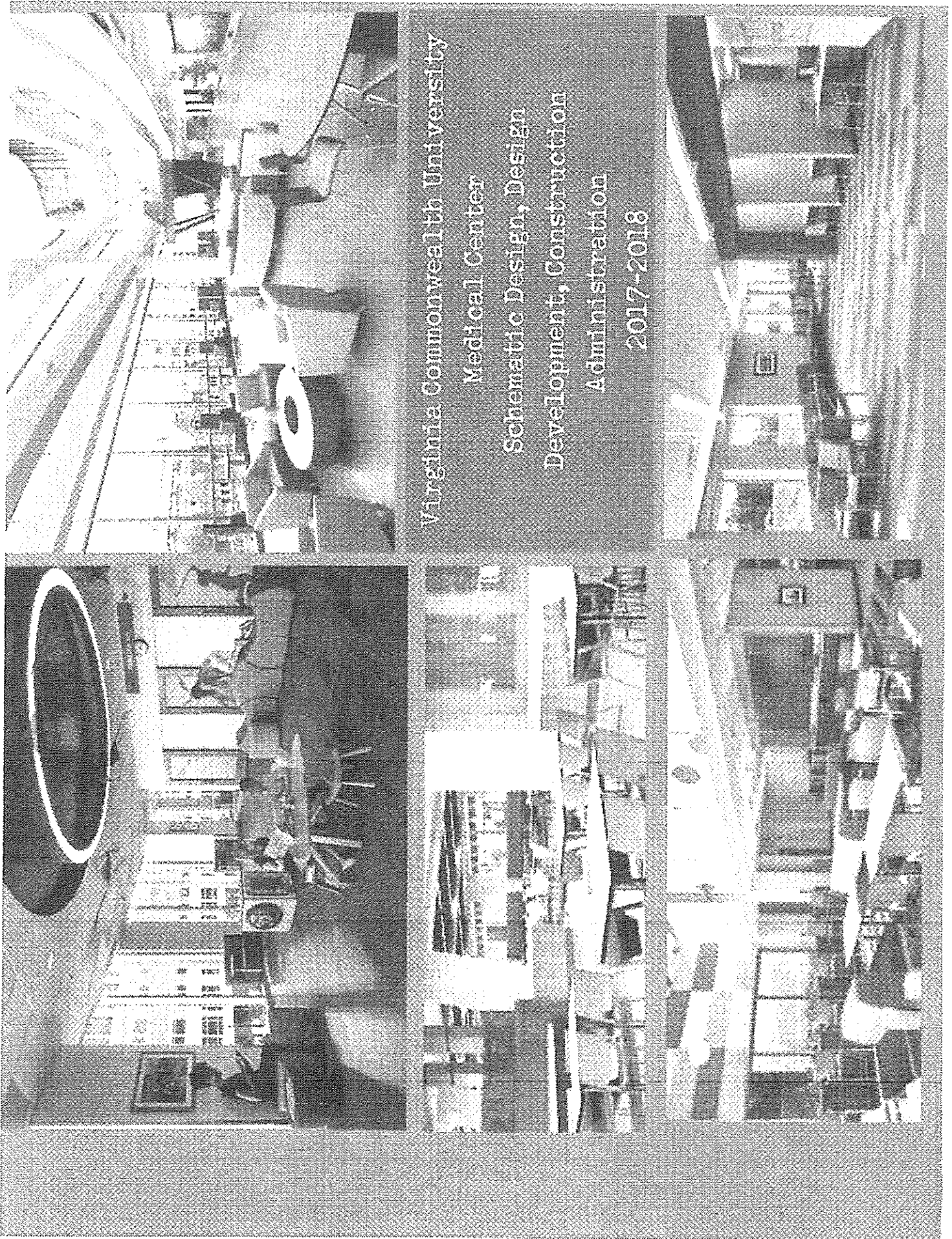


Capital One Village
Refresh

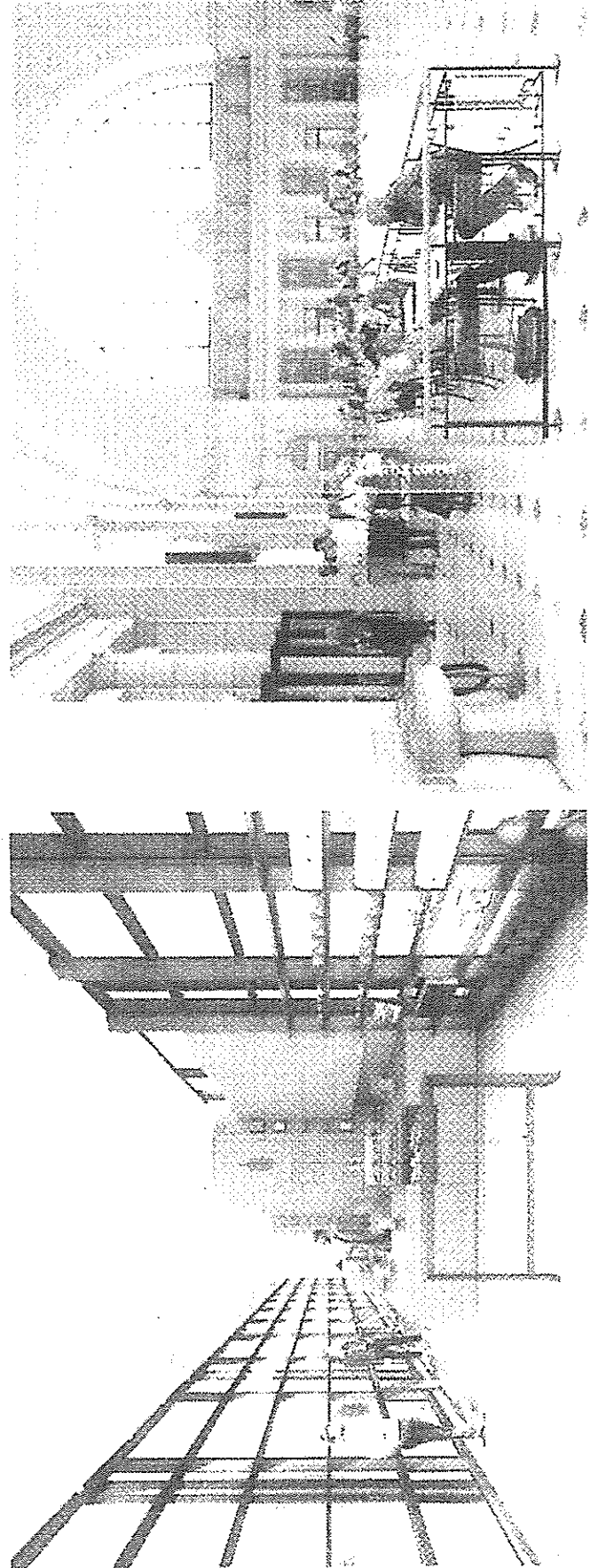
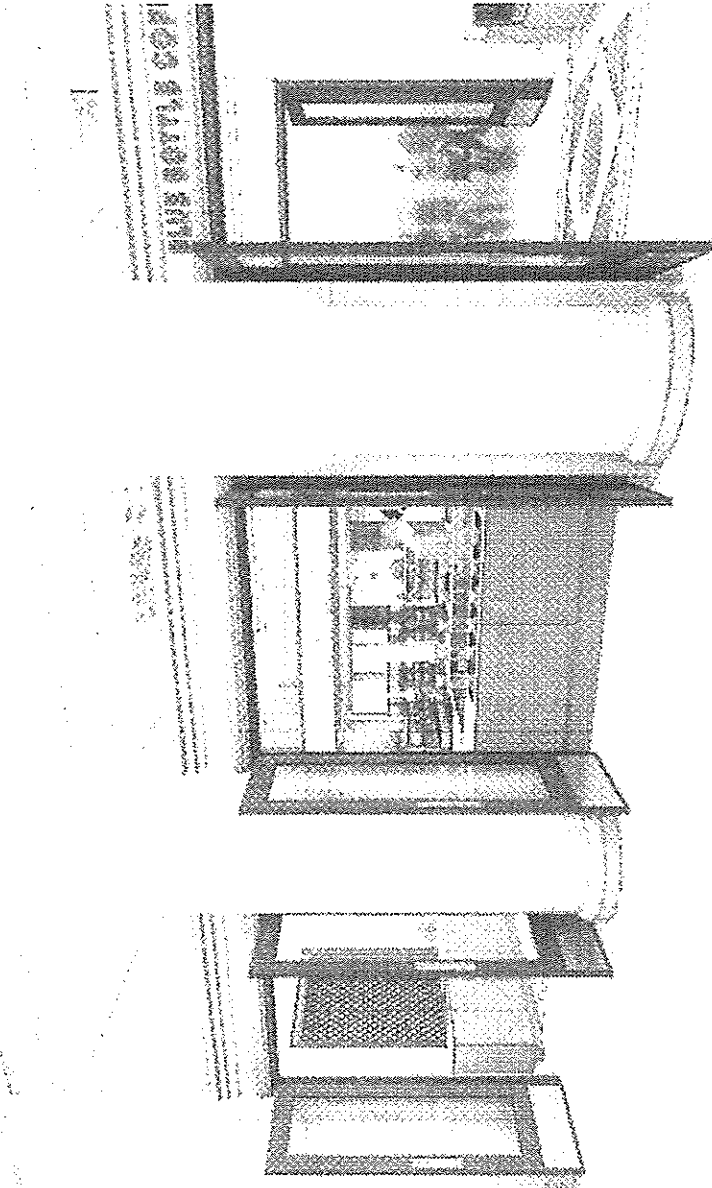
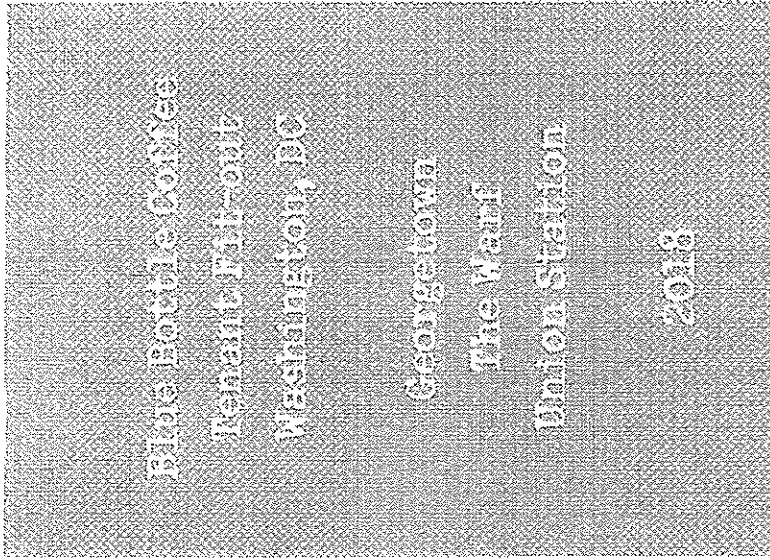
BlueFit Cafe

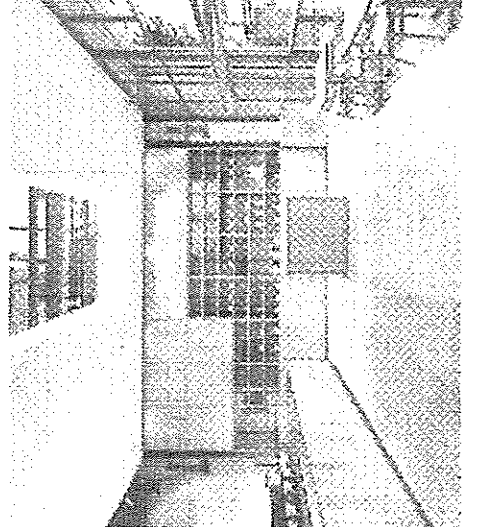
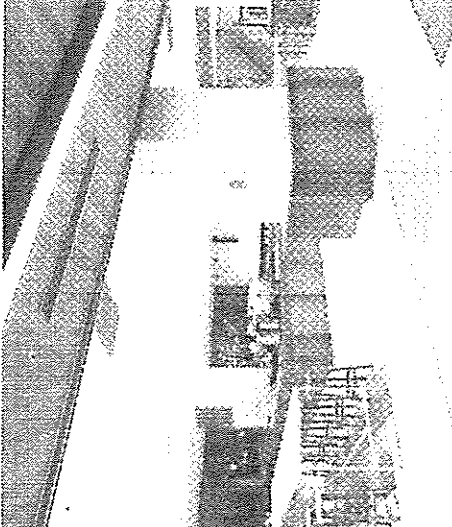
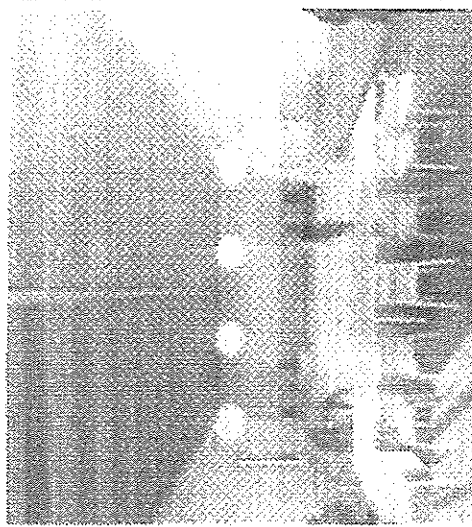
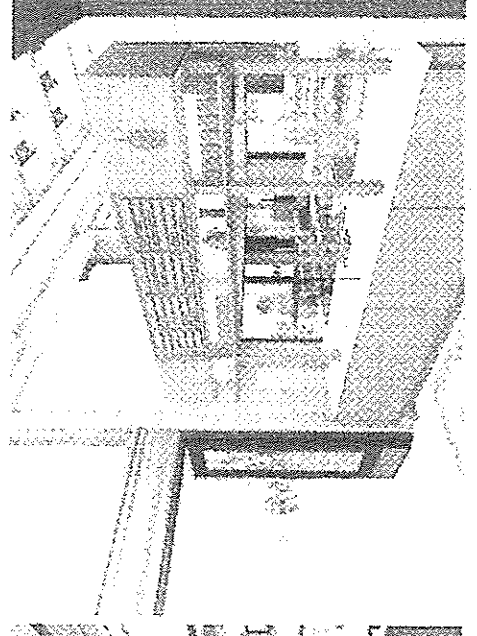
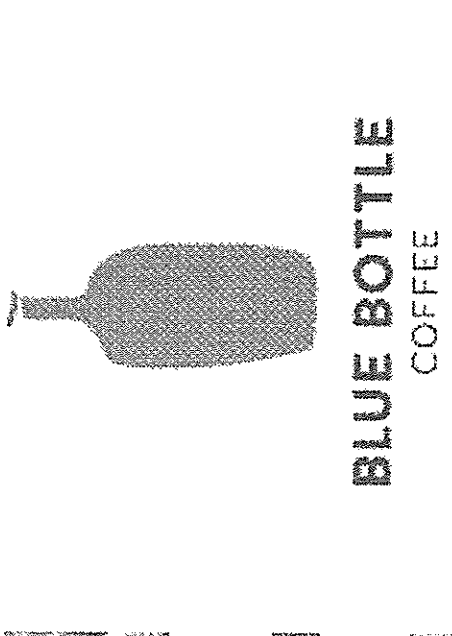
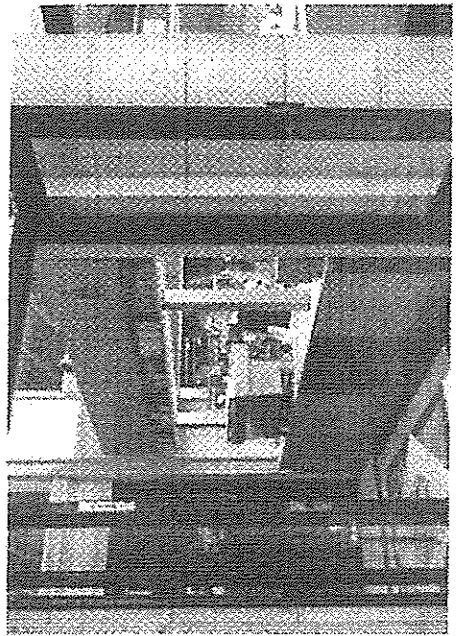
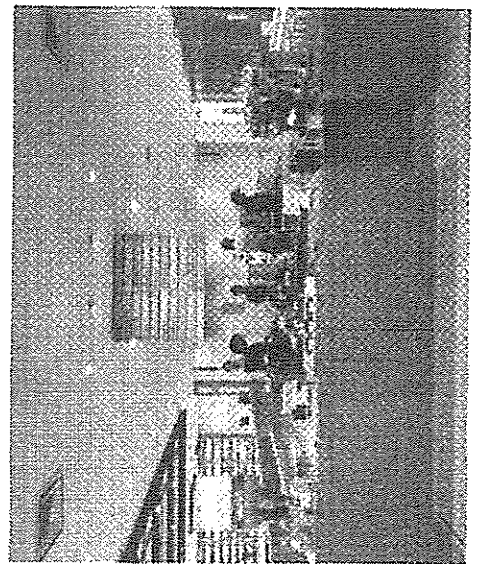
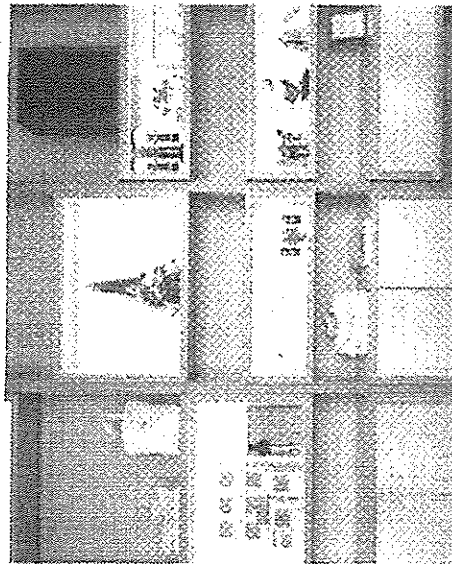
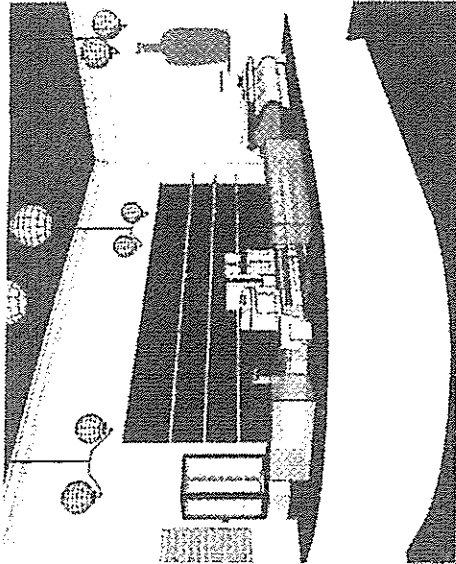
Richmond, VA
2018





Virginia Commonwealth University
Medical Center
Schematic Design, Design
Development, Construction
Administration
2017-2018





1 DON'T THINK LOOKING AT THINGS THROUGH
THE PRISM OF FEAR IS GOING TO
ACCOMPLISH ANYTHING.

-RUSH LIMBAUGH



Capricorn Horoscope 2019: New Heights May Begin to Actualize for You. It seems that you are lucky and fortunate for most of the year. If you have any of your long-term plans waiting, or thinking to initiate something new, hold on that for a while because Saturn and Uranus will meet in a harmonious setting, in the second half of the year which is likely to give wonderful results in August and September. Sky is the limit and there are chances for you to achieve new heights and set remarkable standards, so says your

Capricorn horoscope 2019.

ON AUG 4 DAY 110

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YOU'RE
A WHOLE LOT
OF LOVELY